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8 **UNITED STATES DISTRICT COURT**
9 **SOUTHERN DISTRICT OF CALIFORNIA**
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11 A.J. OLIVER,

12 Plaintiff,

13 vs.

13 MERVYN'S, LLC; SWEETWATER
14 SQUARE, LLC; and AARDEMA
15 GRANDCHILDREN'S LP,

15 Defendants.

CASE NO. 08cv1108 WQH-WMC

ORDER

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17 HAYES, Judge:

18 The matter before the Court is Plaintiff's notice of voluntary dismissal (Doc. # 15).

19 On August 21, 2008, Plaintiff A.J. Oliver filed a notice of voluntary dismissal (Doc. # 15)
20 requesting the Court to dismiss the above entitled action with prejudice as to Defendant Mervyn's,
21 LLC. On August 27, 2008, the Court ordered (Doc. # 16) that Defendant Mervyn's file any response
22 to Plaintiff's request within in 10 days. Defendant did not file any response. The Court hereby
23 dismisses the above captioned action, with prejudice, as to Defendant Mervyn's LLC only.

24 DATED: October 6, 2008

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26 **WILLIAM Q. HAYES**
27 United States District Judge
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